



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Monday, July 17, 2023 at 4:30 p.m. in Council Chambers.

Present: Mayor Huck Galbraith
Councillor Tundra Baird
Councillor Roxanne Davyduke
Councillor David Ramey
Councillor Shawn Shishido
Councillor Sarah Yerhoff

Absent: Councillor Brian Schreiner

Staff: Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner – Kurt Inglis
Clerk-Secretary – Andraya Holmes

Other: Press and Public

LAND ACKNOWLEDGEMENT

We respectfully acknowledge that we are on the traditional and unceded territory of the Secwepemc.

APPROVAL OF AGENDA

Moved by Councillor Ramey, seconded by Councillor Baird
“THAT the July 17, 2023 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Meeting Minutes of June 19, 2023

Moved by Councillor Ramey, seconded by Councillor Baird
“THAT the June 19, 2023 Council Meeting minutes be adopted as circulated.”

CARRIED

DEVELOPMENT MATTERS AND RELATED BYLAWS

Official Community Plan Amendment, Rezoning and Zoning Amendment #0014-23-OR-END
(First and Second Readings)

The Planner gave an overview of the application.

Council discussed concerns about the size of the units that would be built if a three-plex was allowed on the lot at its current size, as well as concerns about the amount of greenspace and parking requirements. Discussed the developer’s plan to purchase and consolidate the lot with the closed portion of Regent Avenue that is adjacent to the property.

Council also discussed the lack of neighbourhood complaints about other developments that have had similar increases in density and agreed to move forward to a Public Hearing to receive input from the neighbourhood.

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1773, 2023 which proposes to change the future land use designation for a 722.4 m² (7,775.8 square foot) portion of the properties legally described as, i) LOT 1 BLOCK 1 SECTION 26 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1094 EXCEPT PLAN M13332 and located at 902 Regent Avenue, Enderby BC, and ii) LOT 2 BLOCK 1 SECTION 26 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1094 and located at 906 Regent Avenue, Enderby BC, shown as Lot B on Schedule ‘A’ attached to and forming part of Bylaw No. 1773, from Residential Low Density to Residential Medium Density, be given First Reading;

AND THAT after First Reading of City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1773, 2023 and in accordance with Sections 473 (2.1) and 477 of the Local Government Act, Bylaw No. 1773 be considered in conjunction with the City’s Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan;

AND THAT after considering City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1773, 2023 in conjunction with the City’s Housing Needs Assessment Report, Financial Plan, and Regional Solid Waste Management Plan, Bylaw No. 1773 be given Second Reading and forwarded to a Public Hearing;

AND THAT the referral process which requests that various authorities and organizations review the amendments proposed by City of Enderby Official Community Plan Bylaw No. 1549, 2014 Amendment Bylaw No. 1773, 2023, as outlined in this Staff Report, be considered appropriate consultation for the purposes of Sections 475 and 476 of the Local Government Act;

AND THAT City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1774, 2023 which proposes the following for a 722.4 m² (7,775.8 square foot) portion of the properties legally described as, i) LOT 1 BLOCK 1 SECTION 26 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1094 EXCEPT PLAN M13332 and located at 902 Regent Avenue, Enderby BC, and ii) LOT 2 BLOCK 1 SECTION 26 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN 1094 and located at 906 Regent Avenue, Enderby BC, shown as Lot B on Schedule ‘A’ attached to and forming part of Bylaw No. 1773:

- 1. Rezone the land from the Residential Single Family (R.1-A) zone to the Residential Multi-Family Low Intensity (R.3-A) zone;*
- 2. Reduce the minimum lot area for three-family dwellings from 1,000 m² (10,764 square feet) to 700 m² (7,535 square feet); and*

3. *Increase the maximum permitted gross density from 41 units per hectare (16.59 units per acre) to 42 units per hectare (17 units per acre),*

be given First and Second Reading and forwarded to a Public Hearing.”

CARRIED
OPPOSED Councillor Shishido
Councillor Ramey

REPORTS

Mayor and Council Reports

Councillor Yerhoff

Attended an Interagency meeting.

Reported that programming from the Health Centre, Seniors Centre, and Resource Centre is winding down for the summer but will ramp back up in the fall.

Attended the Canada Day event and reported that it was nice to see the community out to celebrate.

Harvest Hut has been very successful so far this year.

Reported that it was nice to see the dog show in town.

Attended the vigil for Caitlin Potts.

Councillor Davyduke

Reported that there is a Seniors Tech Connect program ongoing that is being offered at Enderby Memorial Tower and at the Enderby and District Community Resource Centre that has about 6-8 seniors attending weekly.

Things are going great at the Harvest Hut and with FACT. They have been in communication with Rail Trail organizers about possible collaboration on the portion of rail trail land behind the Harvest Hut.

Reported that Erin, our Community Futures representative, has been very busy working with local businesses and entrepreneurs. She is usually working in Enderby on Thursdays.

Attended the Canada Day parade and event at Barnes Park. Reported that there was a great turnout for both.

Councillor Shishido

Attended the Canada Day events. Reported that there were many people in attendance.

Reported that on a trip to Calgary he observed a bicycle pump track that was in use by many families with young children. Noted that this might be a good future project for Barnes Park.

Councillor Baird

Reported that the Harvest Hut has been very busy.

Reported that the Canada Day event went very well and that many vendors have already reached out to book for next year.

Volunteers are needed for Friday Night Lights on August 18th with registration for the car show beginning at 2:30 pm.

Attended the Harry Jones Jr. memorial.

Asked Council to consider what new event they might like to see next year in Enderby. The events coordinator will be engaging with Council after Friday Night Lights on a new event.

Councillor Ramey

Music by the River will be happening this Sunday, July 23rd at Belvedere Park.

Mayor Galbraith

Attended the Canada Day event.

Chief Administrative Officer

Has been in communication with a Medical Health Officer as of last week with respect to the bylaw amendment to regulate the use and display of drugs in certain public spaces, and expects that their full comments will be on the August meeting agenda, along with the bylaw amendment for 2nd and 3rd reading.

The visit with the Drinking Water Officer who covers the City at the Water Treatment Plant has been postponed to this Thursday.

There are 2 new job postings to backfill for planned retirements – one is a Public Works Utility Worker and the other is a Parks Recreation Facility Maintenance Worker.

Structural engineering and preliminary health approval stages for the proposed water reservoir replacement project are proceeding. The reservoir is being sized based on many things, including future growth projections. The project is also exploring better ways to move water between the first and second pressure zones, which will have a benefit for fireflows.

Chief Administrative Officer, Public Works Lead Hand, and Systems Operator met with Mountain View Electric staff to review the preliminary mechanical design works for the proposed Water Treatment Plant upgrade.

Gave praise to the gardens and grounds contractor for keeping the community looking good, especially the hanging baskets, through challenging hot and dry conditions. Reported that there will be replacement some of the decorative grasses on Cliff Avenue and Belvedere Park that have died over the last 2-3 years.

The Planner is working with Emergency Program Coordinators and the Okanagan Regional Library on an extreme heat response cooling station agreement. Praised the Okanagan Regional Library for being great to work with and having a great vision for the breadth of their role in the communities that they serve.

The pool has been very busy. There have been ongoing maintenance challenges, but it is very well-used. Our pool inspection with Interior Health went well – we passed with flying colours!

Chief Administrative Officer and Chief Financial Officer had a Canada Day debrief meeting with the events coordinator last week. Overall, the event continues to grow, and it was great to see so much community support. Parade registration will shift over to an online form for future events, which will reduce an administrative burden and make it easier for parade participants to submit.

Friday Night Lights is scheduled for August 18th. There will be a street sweep in the middle of the week through the downtown area, Highway 97A, and some collector roads including Cliffview and Salmon Arm Drive.

Feedback from the Vernon and District Kennel Club over the facilities for their dog show has been very positive.

The Invasive Species Council of BC has reached out about the possibility of hosting their educational trailer / mobile classroom, which features interactive activities and information to promote best practices to stop the spread of invasive species. Planning to host them at Belvedere Park on Friday, August 11th. They will also have a booth, but not the full trailer, at the farmer's market.

Council Inquiries

Councillor Baird asked for an update on the new pool.

Chief Administrative Officer responded that a meeting of the Enderby and District Services Commission will be called soon to discuss.

Councillor Baird asked about pest control for marmots at the Cemetery.

Chief Administrative Officer responded that we have had pest control at the Cemetery twice this year so far, and that their population is difficult to control at the Cemetery because it is surrounded by their natural habitat, and they occupy the hillside.

Councillor Baird asked if the section of Old Vernon Road in front of Autowear Accessories could be made a no parking zone. Explained that large vehicles parked there create a hazard by blocking sight lines for people turning onto Old Vernon Road from Russell Avenue.

Chief Administrative Officer responded that he will coordinate with public works and the line painter.

RDNO Building Permit Report – June 2023

Moved by Councillor Baird, seconded by Councillor Ramey
“THAT the RDNO Building Permit Report – June 2023 be received and filed.”

CARRIED

NEW BUSINESS

Temporary Road Closure Application – Enderby Friday Night Lights 2023

Chief Administrative Officer noted that a correction was received to the application requesting that the road closure begin at 1:30 pm instead of 2:30 pm.

Moved by Councillor Shishido, seconded by Councillor Baird
“THAT Council receives the City of Enderby Event Coordinator’s Temporary Road Closure application (Enderby Friday Night Lights 2023) for information.”

CARRIED

Hazardous Materials Response Contract Renewal with City of Vernon, 2023-27

Moved by Councillor Baird, seconded by Councillor Davyduke
“THAT Council authorizes the Mayor and Corporate officer to execute the Hazardous Materials Response Contract with the City of Vernon for 2023-27.”

CARRIED

Local Government Climate Action Program – 2023 Public Reporting

Moved by Councillor Baird, seconded by Councillor Davyduke
“THAT Council supports the draft responses to the Local Government Climate Action Program Year 2 Survey.”

CARRIED

Participation in the Inter-Municipal Accessibility Advisory Committee

Moved by Councillor Baird, seconded by Councillor Davyduke
“THAT the City of Enderby participates in the Inter-municipal Accessibility Advisory Committee.”

CARRIED

Appointment to the Shuswap Trails Roundtable

Moved by Councillor Baird, seconded by Councillor Davyduke
“THAT Council appoints Councillor Baird to the Shuswap Trails Roundtable to represent the City of Enderby;

AND THAT Council appoints Councillor Schreiner as the alternate to the Shuswap Trails Roundtable to represent the City of Enderby.”

CARRIED

Participation in the RDNO Mosquito Control Pest Management Plan

Moved by Councillor Baird, seconded by Councillor Shishido
“THAT the City of Enderby declines to participate in the Regional District of North Okanagan Mosquito Control Pest Management Plan at this time.”

CARRIED

Digital Billboard Sponsorship Application and Policy Exemption - Grindrod Garlic Festival Society

Councillor Baird asked if the Area F Director has sponsored events for the digital billboard in the past.

Chief Administrative Officer responded that a previous Area F Director had allocated a lump sum towards advertising on the digital billboard that Area F community halls could draw upon.

Moved by Councillor Shishido, seconded by Councillor Davyduke

“THAT Council does not provide the Grindrod Garlic Festival Society with an exemption to Section 2 of the City of Enderby Digital Billboard Policy to allow messaging for an event taking place outside of the City of Enderby;

AND THAT Council provides the Grindrod Garlic Festival Society with an exemption to Section 8 of the Digital Billboard Policy in order to enable the Area ‘F’ Director to sponsor an event that is not related to an Area ‘F’ Community Hall activity, at the 50% discounted rate (\$50/day of messaging).”

CARRIED

Mary Jane Rigs 'n Cannabis Request to Amend Business License Regulations Related to Retail of Cannabis

The Planner gave an overview of the memo as well as requests for specific regulations to be removed related to the retail of cannabis. The changes to regulations requested are as follows:

- To allow cannabis related businesses to remain open until 11 p.m.
- To allow for cannabis related graphics on signs.
- To remove the City’s requirement for police information checks.
- To remove the requirement for window coverings.
- To charge the same for a business license for a cannabis related-business as for any other business in the City.

The Planner explained that the requirement for window coverings has already been removed. Police information checks continue to be required from the Province, and removing it from the City’s bylaw would remove only the requirement to submit the same to the City.

Council discussed the difference in cost for a cannabis-related business license compared to other business licenses in the City.

The Planner confirmed that there have not been any bylaw complaints relating to Mary Jane Rigs 'n Cannabis.

Council discussed the rationale for the differences in regulations for cannabis-related businesses between the City and the Province.

Moved by Councillor Shishido, seconded by Councillor Baird

“THAT Council directs Staff to make no changes to the City’s Business License Regulations related to the retail of Cannabis at this time.”

DEFEATED
OPPOSED Councillor Davyduke

Councillor Yerhoff
Councillor Ramey
Councillor Baird
Mayor Galbraith

Moved by Councillor Baird, seconded by Councillor Yerhoff

“THAT Council directs Staff to prepare an analysis of the specific regulations that the owners of Mary Jane Rigs ‘n Cannabis have requested be removed from the City’s Business License Regulations related to the retail of Cannabis, upon which Council can consider which of those particular regulations it wishes to keep, amend, or remove.”

CARRIED
OPPOSED Councillor Shishido

Request to Place a Portable Flag Sign on the Sidewalk Adjacent to 611 Cliff Avenue

Council discussed concerns about liability with flag signs such as this, and the need to make a decision that could be fairly applied to all businesses.

Moved by Councillor Shishido, seconded by Councillor Ramey

“THAT Council does not permit the placement of portable signs on public sidewalks, other than sandwich boards, pursuant to the City’s Sidewalk Encroachment Policy.”

DEFEATED
ALL OPPOSED

Moved by Councillor Baird, seconded by Councillor Davyduke

“THAT consideration of the request to place a portable flag sign on the sidewalk adjacent to 611 Cliff Avenue is postponed to the August 21st, 2023 Council meeting;

AND THAT Council directs Staff to report back on the feasibility of offering a business street banner program.”

CARRIED

PUBLIC QUESTION PERIOD

Tristan Williams asked for clarification on Council’s role with respect to the proposed changes to the Highway 97A corridor through the City of Enderby.

Mayor Galbraith responded that the corridor is under control of the Ministry of Transportation and Infrastructure. Explained that Council meets with Ministers at the Union of BC Municipalities Conference that occurs each year. Noted that Council will continue to meet with the Ministry of Transportation alongside Splantsin. Also explained that City Staff are in contact with Staff at the Ministry of Transportation.

CLOSED MEETING RESOLUTION

Moved by Councillor Baird, seconded by Councillor Davyduke

“THAT pursuant to Section 92 of the Community Charter, the regular meeting convene In-Camera to deal with matters deemed closed to the public in accordance with Section 90 (1) (f) and Section 90 (2) (d) of the Community Charter”

CARRIED

ADJOURNMENT

Moved by Councillor Baird, seconded by Councillor Davyduke
“THAT the regular meeting of July 17, 2023 adjourn at 7:27 p.m.”

CARRIED

MAYOR

CORPORATE OFFICER